

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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RODNEY LARA,

Plaintiff,

NOTICE OF MOTION

-against-

13 CV 6684 (DLC)

THE CITY OF NEW YORK, a municipal entity;
NEW YORK POLICE DEPARTMENT; POLICE
OFFICER ACOSTA, AND POLICE OFFICER GOMEZ
Of the 33rd Precinct.

Defendants.

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PLEASE TAKE NOTICE, that upon the Declaration of John W. Burns and the exhibits annexed hereto dated September 26, 2014; the Memorandum of Law dated September 26, 2014; and all the proceedings herein, defendant Police Officer Felix Acosta moves pursuant to New York State General Municipal Law § 50-k for an order compelling defendant CITY OF NEW YORK to assume his representation on the grounds that:

The Corporation Counsel for the City of New York's denial of its obligation to provide legal representation to Police Officer Felix Acosta pursuant to General Municipal Law § 50-k lacks a legal and factual basis and is therefore arbitrary and capricious and together with such other relief as the court deems just and proper.

PLEASE TAKE NOTE, that pursuant to this Court's Order of September 23, 2014 (ECF No. 27); Opposition to the herein motion is due October 1, 2014; Reply is due October 3, 2014.

Dated: New York, New York
September 26, 2014

Yours etc.

WORTH, LONGWORTH & LONDON, LLP
Attorneys for Defendant
Police Officer Felix Acosta
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By: _____/s/_____
John W. Burns

To:

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